

REMARKS

Claims 1-5 and 7-9 were pending. Claims 1-4 are canceled herein. Thus claims 5 and 7-9 are pending. The applicants respectfully request reconsideration and allowance of this application in view of the above amendments and the following remarks. The amendments made herein are to cancel claims, address informalities, to place the claims into condition for allowance in view of the Advisory Action mailed August 15, 2006.

The Advisory Action notes that claims 5 and 7-9 are allowable and that the rejection of claims 1-4 has been maintained. Applicants have canceled claims 1-4 without prejudice or disclaimer to expedite prosecution. Accordingly, the application should now be in condition for allowance.

Applicants further note that the Notice of Non-Compliant Amendment under 37 C.F.R. 1.121 is based on an alleged incomplete listing of claims that resulted from administrative error on the part of the Patent Office. The submission of July 10, 2006 was fully compliant as explained below and as shown in the attached sheets and in the Examiner's own exhibit.

A first facsimile of the submission of July 10, 2006 was sent at 5:30:56 PM to the USPTO general facsimile number (571-273-8300). The first facsimile did not transmit in its entirety due to an equipment malfunction and only 6 pages were transmitted as reflected in the first USPTO Auto-Reply sheet, a copy of which is attached. Subsequently, a second facsimile of the submission of July 10, 2006 was sent at 5:38:26 PM to the USPTO general facsimile number. The second facsimile was successfully sent in its entirety as shown in the second USPTO Auto-Reply sheet, a copy of which is also attached. Accordingly, applicants can confidently certify that the submission of July 10, 2006 was successfully submitted in its entirety via facsimile, as the attached sheets establish. Any administrative failure to identify the incomplete submission and forward the complete submission to the Examiner must have occurred at the Patent Office.

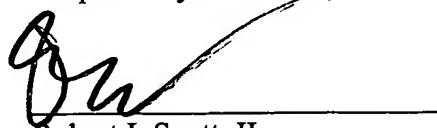
Applicants note that the exhibit sheet submitted with the Notice of Non-Compliant Amendment supports applicants' contention that the entire submission was received at the Patent Office. Across the lower portion of the exhibit sheet, e.g. page 6 of the facsimile, which was allegedly incomplete, the machine generated footer indicates that the exhibit is "PAGE 6/17 RCVD AT 7/10/2006 5:38:26 PM..." The footer of the exhibit clearly corresponds to the attached USPTO Auto-Reply sheet associated with the second facsimile, which also shows that all 17 pages were received at the USPTO on July 10, 2006 at 5:38:26 PM. Accordingly, the applicants submit that the amendment filed July 10, 2006 was fully compliant under 37 C.F.R. 1.121.

The indication of allowability with regard to claims 5 and 7-9 in the Advisory Action is noted with appreciation. Applicants have rewritten claim 7 into independent form. Thus, claims 5 and 7-9 are in condition for allowance by this amendment.

In view of the foregoing, the applicants submit that this application is in condition for allowance. A timely notice to that effect is respectfully requested. If questions relating to patentability remain, the examiner is invited to contact the undersigned by telephone.

If there are any problems with the payment of fees, please charge any underpayments and credit any overpayments to Deposit Account No. 50-1147.

Respectfully submitted,



Robert L Scott, II
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Auto-Reply Facsimile Transmission



TO: Fax Sender at 7037079112
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Date Received: 7/10/2006 5:38:26 PM [Eastern Daylight Time]
Total Pages: 17 (including cover page)

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<small>DAVID C. POSZ JAMES E. BARLOW BRIAN C. ALTMAN ROBERT L. SCOTT, II CYNTHIA A. NICHOLSON R. JUDITH VANDERKAM, JR. THEODORE B. VANDERKAM HENRY A. CULP DEBRA D. BISHOPMAN PH.D.</small>	
FACSIMILE TRANSMISSION	
Date: 7/10/2006	Pages: 17
Fax No.: 571-273-8300	
To: Examiner Dru M. PARRIES, USPTO	
From: Robert L. Scott, II	
Subject: After Final response in the below captioned matter	
Applicants: OKITSU et al. Serial No.: 10/606,863 Filed: 6/27/2003 Title: LOAD DRIVE CONTROL APPARATUS HAVING MINIMIZED POWER CONSUMPTION WHEN FUNCTIONING IN WAITING STATUS	Atty. Dkt.: 11-165 Art Unit: 2836 Examiner: PARRIES
CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this correspondence is being furnished to the USPTO (Fax No. 571-273-8300) on 10 July 2006. Typed Name: Robert L. Scott, II Signature:	
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<small>PAGE 011 ACQ AT 11/10/2006 11:21 PM [EASTERN DAYLIGHT TIME] BY N310 C/STY 471 DMS/22/2006 CDS/182787112 INFORMATION 4/1/2006</small>	

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FACSIMILE TRANSMISSION			
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Fax No.: 571-273-8300			
To: Examiner Dru M. PARRIES, USPTO			
From: Robert L. Scott, II			
Subject: After Final response in the below captioned matter			
Applicants: OKITSU et al.		Atty: Dkt.: 11-165	
Serial No.: 10/606,863		Art Unit: 2836	
Filed: 6/27/2003		Examiner: PARRIES	
Title: LOAD DRIVE CONTROL APPARATUS HAVING MINIMIZED POWER CONSUMPTION WHEN FUNCTIONING IN WAITING STATUS			
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